

MINUTES OF THE LAFAYETTE COMMON COUNCIL
November 3, 2008
REGULAR MEETING

The Common Council of the City of Lafayette, Indiana met in regular session on Monday November 3, 2008 at 7:00 p.m. in the City Hall Council Chambers, 20 North 6th Street, Lafayette, Indiana.

President Campbell called the meeting to order at 7:00 p.m.

Mr. Campbell introduced Scout #Troop 307 from St. James School and asked them to lead us in the Pledge of Allegiance.

The Pledge of Allegiance was given to the flag of our Country.

The following members were present:

Present: Heide, Klinker, Meyer, Cornstuble, Brown, Novak, Weast-Williamson, Downing and Campbell.

The City Clerk stated that there was a quorum present.

City Clerk Cindy Murray and City Attorney Ed Chosnek were present.

Councilman Meyer moved to recess for public hearing on Ordinance 2008-21 (2009 Budget Ordinance) Councilman Brown seconded. There was no public comment.

Councilman Klinker moved to reconvene the regular meeting, Councilman Heide seconded.

Councilman Meyer moved to approve the minutes from the October 6, 2008 regular meeting. Councilman Klinker seconded. The motion passed by unanimous voice vote.

The Clerk stated that there were no Claims, Petitions or Communications.

The Clerk stated the following reports are available in the City Clerk's Office:

Clerks Office Monthly-September 2008
Water Works Monthly-September 2008
Water Pollution Control Monthly-September 2008
Fleet Maintenance Department Monthly-September 2008

Ordinances for Second Reading:

The Clerk read Ordinance 2008-21(2009 Budget Ordinance) by title only on second and final reading. Councilman Brown moved for passage, Councilwoman Novak seconded. Councilman Downing moved to table Ordinance 2008-21 until Thursday, November 13, 2008 at 5:30 p.m. in the Council Chambers. Councilwoman Williamson seconded. The motion passed by unanimous voice vote.

Ordinances for First Reading:

The Clerk read Ordinance 2008-29 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from R3 to I3, Advance Power Technologies, Petitioner) by title only on first reading and final reading. Councilman Brown moved for passage, Councilwoman Williamson seconded. Kent Leuck 433 N.36th Street representing the petitioner spoke regarding the rezone and requested this to be tabled until time certain Dec.1, 2008 council meeting. Councilman Downing moved to table Ordinance 2008-29 to time certain December 1, 2008 at the request of the petitioner. Councilwoman Williamson seconded. The motion to table Ordinance 2008-29 passed 8-0 on a roll call vote.

The Clerk read Ordinance 2008-30 (An Ordinance Amending the Lafayette Municipal Code Title 11 Public Safety and Nuisances, by Adding a New Section 11.02.160, to Prohibit the Use of Compression Release Engine Brakes) by title only on first reading and final reading. Councilman Cornstuble moved for passage, Councilman Williamson seconded. Councilman Klinker moved to table Ordinance 2008-30 until time certain December 1, 2008 for further review, Councilman Heide seconded. The motion to table Ordinance 2008-30 passed on 8-0 roll call vote.

The Clerk read Ordinance 2008-31 (An Ordinance to Transfer Money within the Budget of the Police Department) by title only on first reading. Councilman Meyer moved for passage, Councilman Brown seconded. Mike Jones, City Controller spoke regarding the ordinance. Ordinance 2008-31 passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-32 (An Ordinance to Transfer Money within the Budget of the Sanitation Department) by title only on first reading. Councilman Meyer moved for passage, Councilman Brown seconded. Mike Jones, City Controller spoke regarding the ordinance. Ordinance 2008-32 passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-33 (An Ordinance to Transfer Money within the Budget of the Fire Department) by title only on first reading. Councilman Meyer moved for passage, Councilman Brown seconded. Mike Jones, City Controller spoke regarding the ordinance. Ordinance 2008-33 passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-34 (An Ordinance to Transfer Money within the Budget of the Motor Vehicle Department) by title only on first reading. Councilman Meyer moved for passage, Councilman Brown seconded. Mike Jones, City Controller spoke regarding the ordinance. Ordinance 2008-34 passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-35 (An Ordinance to Transfer Money within the Budget of the Animal Control Department) by title only on first reading. Councilman Meyer moved for passage, Councilman Brown seconded. Mike Jones, City Controller spoke regarding the ordinance. Ordinance 2008-35 passed 8-0 on a roll call vote on first reading.

Resolutions:

The Clerk read Resolution 2008-18 (A Resolution of the Common Council of the City of Lafayette, Indiana, Approving the Order of the Tippecanoe County Area Plan Commission Amending the Development Plan for the Consolidated Creasy Lane Economic Development

Area) by title only on first and final reading. Councilman Downing, moved for passage, Councilwoman Williamson seconded.

Mayor Roswarski spoke regarding Resolution 2008-18. The following citizens spoke regarding the Resolution, Pearl Speakman, 923 So.22nd Street, Perry Barbee, 1714 Union Street, Earl Stanton, 1013 Elizabeth St. Mayor Roswarski responded.

Resolution 2008-18 passed 8-0 on a roll call vote on first and final reading.

Reports of Special Committees

Reports by Mayor: Mayor Roswarski spoke regarding the financial situation due to the delay of tax bills and the need to borrow funds to pay our obligations. The Mayor discussed the need to borrow Four million dollars to help make payroll, along with amending the Ordinance that was recently passed to authorize the Mayor and Controller to borrow the funds, the Ordinance states that the money must be paid back by Dec.31, 2008. With the delay in the tax bills there is a possibility that we will not have the money from the county by the due date of our borrowed funds, therefore we may have to extend the December 31, 2008 date.

Miscellaneous or New Business: None

Reports of Councilman: None

Public Comment: Pearl Speakman, 923 So.22nd Street spoke regarding a dispute with his neighbor over dogs and the Animal Ordinance.

Lloyd Wells, 3717 Rawlings Drive, spoke regarding the curb at Creasy Lane and Eisenhower road.

Mike Ford, 3712 Rawlings Drive spoke regarding the curb at Creasy Lane and Eisenhower. Mr. Ford presented a petition signed by forty-two residents of the area, requesting the new curb be changed to a passing lane in order to stop an increase in rear end collisions since the new curb was installed. Mr. Campbell requested the City Engineer to evaluate the area.

Earl Stanton, 1013 Elizabeth St. asked the status of the meetings regarding the use of the hospitals after the new one is built. Mayor Roswarski responded that the meetings were held, but no final decisions have been made at this time.

With no further business to come before the Council, Councilman Heide moved to adjourn, Councilman Klinker seconded. Meeting was adjourned at 7:50 pm.

Minutes prepared by Cindy Murray, City Clerk

Complete audio of meeting available in the City Clerks office or at www.lafayette.in.gov